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6 \*\*E-filed 12/7/07\*\*

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8 SECURITIES AND EXCHANGE COMMISSION

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14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 SAN JOSE DIVISION

17 SECURITIES AND EXCHANGE  
18 COMMISSION,

19 Civil Action No. C 07-3444 JF

20 Plaintiff,

21 **JOINT STIPULATION AND  
[PROPOSED] ORDER RE: AMENDED  
SCHEDULE FOR MOTIONS TO  
DISMISS**

22 vs.

23 MARK LESLIE, et al.,

24 Defendants.

25 This Stipulation is entered into by and among plaintiff, Securities and Exchange Commission  
26 ("SEC"), and defendants Mark Leslie, Kenneth E. Lonchar and Paul A. Sallaberry (collectively,  
27 "Defendants"), through their respective attorneys of record.

28 WHEREAS, on September 18, 2007, this Court entered an Order Re Briefing Schedule for  
Motions to Dismiss;

WHEREAS, under this Court's Order Re Briefing Schedule for Motions to Dismiss, Plaintiff  
SEC's opposition brief is due on or before November 30, 2007 and Defendants' reply briefs are due  
on or before December 14, 2007;

WHEREAS, Plaintiff SEC has requested one (1) business day extension to serve and file its  
opposition brief, and offered the same extension for the Defendants to serve and file their reply  
briefs;

JOINT STIPULATION AND [PROPOSED] ORDER  
RE: AMENDED SCHEDULE FOR MOTIONS TO  
DISMISS

SEC v. MARK LESLIE, et al., Civil Action No. C  
07-3444 -JF

1 WHEREAS, the Defendants have agreed to Plaintiff SEC's request and offer;

2 NOW THEREFORE, the above referenced parties to this action, by and through their

3 attorneys, hereby jointly submit this proposed order to the Court to amend the briefing schedule as  
4 follows:

5 1. Plaintiff SEC shall file and serve its combined opposition brief on or before  
6 December 3, 2007; and

7 2. Defendants shall file and serve their reply briefs on or before December 17,  
8 2007.

9  
10 IT IS SO STIPULATED AND AGREED.

11  
12 Respectfully submitted,

13 Dated: November 30, 2007

14 /s/ Richard Hong  
15 Richard Hong  
16 Counsel for Plaintiff Securities and Exchange  
17 Commission

18 Dated: November 30, 2007

19 /s/ with permission  
20 William P. Keane  
21 Jessica K. Nall  
22 Counsel for defendant Mark Leslie

23 Dated: November 30, 2007

24 /s/ with permission  
25 Susan D. Resley  
26 Robin N. Linsenmayer  
27 Counsel for defendant Kenneth E. Lonchar

28 Dated: November 30, 2007

29 /s/ with permission  
30 Jahan P. Raissi  
31 Gregg S. Farano  
32 Counsel for defendant Paul A. Sallaberry

\* \* \*

**[PROPOSED] ORDER**

IT IS SO ORDERED.

Dated: 12/7/07

  
HONORABLE JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA